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& SHOHL LLP****FACSIMILE TRANSMITTAL**
November 14, 2003**from JOAN N. WILLIAMS**
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Fax Number: 703-872-9318**OFFICIAL****Client Number:** MIO 0072 VA/40509.175**Pages:** 5
(including cover)**Comments:** OFFICIALOFFICIALOFFICIAL**U.S. Patent Application Serial No. 09/992,580**

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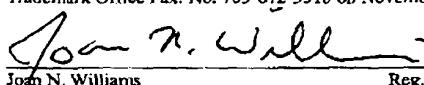
NOV 14 2003

Application of

Applicants : Salman Akram
Serial No. : 09/992,580
Filed : November 16, 2001
Title : **DIE STACKING SCHEME**
Docket No. : MIO 0072 VA
Examiner : James M. Mitchell
Art Unit : 2815
Confirm. No. : 9954

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John N. Williams

Reg. No. 52,364

Assistant Commissioner for Patents
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Sir:

RESPONSE TO ELECTION REQUIREMENT

This paper is being filed in response to the Office action mailed November 6, 2003 notifying applicants that claims 23, 24, 52, 54, and 56 presently pending in the application are subject to a restriction requirement.

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Atty. Dkt. No. MIO 0072 VA

IN THE ELECTION REQUIREMENT

In the Office Action, the Examiner required a restriction between the following different inventions:

Species 1: Fig. 1; and

Species 2: Fig. 2.

Applicant hereby provisionally elects, WITH TRAVERSE, the invention identified by the Examiner as Species 2. Applicant submits that claims 24, 54, and 56 read thereon. Applicant traverses the present election requirement for the reasons set forth below.

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REMARKS

With respect to the requirement to elect among the Species identified by the Examiner, applicant believes that the Species restriction as presented is improper. According to 35 U.S.C. §121, when a requirement for restriction is made, an Examiner must state the reasons why the inventions as claimed are independent and distinct. According to the MPEP §816, "[t]he particular reasons relied on by the examiner for holding that the inventions as claimed are either independent or distinct should be concisely stated. A mere statement of conclusion is inadequate. The reasons upon which the conclusion is based should be given." The Examiner has made no statement of reasons why the inventions claimed are independent and distinct. The Examiner has given no particular reasons for insisting upon the election among the identified Species.

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CONCLUSION

Applicant respectfully submits that the Species restriction requirement is improper for the above reasons. Applicant respectfully requests that the Species restriction requirement be withdrawn.

Applicants respectfully submit that, in view of the above remarks, the application is now in condition for allowance. The Examiner is encouraged to contact the undersigned to resolve efficiently any formal matters or to discuss any aspects of the application or of this response. Otherwise, early notification of allowable subject matter is respectfully solicited.

Respectfully submitted,
DINSMORE & SHOHL LLP

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